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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

EDMUND PIETZAK and ERIN
HUDSON, individually and on behalf of
all others similarly situated,

Plaintiffs,

vs.

MICROSOFT CORPORATION and
HELLOWORLD, INC.,

Defendants.

Case No. 2:15-cv-05527 -R-JEMx

Before Hon. Manuel L. Real

CLASS ACTION

**ORDER DENYING
STIPULATION RE AGREEMENT
FOR FILING OF AMENDED
COMPLAINT**

*Wanted
no good cause
shown.*

[Signature]

10-30-2015

1 This Stipulation is made and entered into between Plaintiffs Edmund Pietzak
2 and Erin Hudson ("Plaintiffs") and Defendants Microsoft Corporation ("Microsoft")
3 and HelloWorld, Inc. ("HelloWorld"), by and through their respective counsel, with
4 reference to each of the following:

5 WHEREAS, on July 27, 2015, Plaintiffs filed a Class Action Complaint against
6 Defendants;

7 WHEREAS, on September 23, 2015, Microsoft filed a Notice of Motion and
8 Motion to Dismiss Plaintiffs' Complaint pursuant to Federal Rules of Civil Procedure
9 12(b)(1) and 12(b)(6);

10 WHEREAS, also on September 23, 2015, HelloWorld filed a Notice of Motion
11 and Motion to Dismiss Plaintiffs' Complaint or, in the Alternative, to Stay the Matter,
12 in which Microsoft joined (Microsoft's and HelloWorld's September 23 motions
13 collectively referred to as the "Motions");

14 WHEREAS, on October 26, 2015, Plaintiffs' Opposition(s) to the Motions are
15 due to be filed with this Court;

16 WHEREAS, on November 2, 2015, Defendants' respective Replies to
17 Plaintiffs' Opposition(s) are due to be filed with this Court;

18 WHEREAS, on November 16, 2015, the hearing on the Motions is currently
19 scheduled to take place before this Court ("Hearing Date");

20 WHEREAS, Plaintiffs intend to file a First Amended Complaint ("FAC") on or
21 before the Hearing Date;

22 WHEREAS, Defendants consent to the filing of an FAC on or before the
23 Hearing Date;

24 WHEREAS, Defendants anticipate that they may each respectively move to
25 dismiss the FAC;

26 WHEREAS, the parties will file a stipulation for leave to file an FAC on or
27 before the Hearing Date and, to conserve resources and in the interest of judicial
28 economy, will request that HelloWorld's pending alternative motion to stay be taken

1 off calendar without prejudice to being re-noticed for the same date and time as
2 Defendants' anticipated motions to dismiss the FAC;

3 WHEREAS, the parties represent that this Stipulation is made in the interest of
4 justice, not to delay the proceedings, and will not prejudice any party.

5 THEREFORE, the parties, through their undersigned counsel, hereby agree and
6 stipulate to the foregoing and hereby provide notice to the Court of their intentions.

7 SO STIPULATED.
8

9 Dated: October 22, 2015

OLAVI DUNNE LLP

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11 By: /s/ Daniel P. Hipkind

12 Daniel P. Hipkind
13 Attorneys for Plaintiffs
14 Edmund Pietzak and Erin Hudson
15

16 Dated: October 23, 2015

SIDLEY AUSTIN LLP

17
18 By: /s/ Amy P. Lally

19 Amy P. Lally
20 Attorneys for Defendant
21 Microsoft Corporation
22

23 Dated: October 23, 2015

SHEPPARD, MULLIN, RICHTER, &
HAMPTON LLP

24
25 By: /s/ Fred R. Puglisi

26 Fred R. Puglisi
27 Attorneys for Defendant
28 HelloWorld, Inc.